

At the Regular Meeting of the Greenville County Board of Supervisors, held on Monday, June 15, 2009, with Closed Session beginning at 5:00 P.M., and Regular Session beginning at 6:00 p.m., in the Board Room of the Greenville County Government Building, 1781 Greenville County Circle, Emporia, Virginia.

Present: Peggy R. Wiley, Chairman
Michael W. Ferguson, Vice-Chairman
James C. Vaughan
Dr. Margaret T. Lee

The meeting was called to order by Chairman Wiley at 5:00 p.m.

In Re: Closed Session

Mr. Whittington, County Administrator, stated that Staff recommended the Board go into Closed Session, Section 2.2-3711 (a) 1) Personnel, 3) Acquisition and Disposition of Real Property and 5) Industrial Development Matters.

Supervisor Ferguson moved, seconded by Supervisor Vaughan, to go into Closed Session, as recommended by Staff. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Regular Session

Supervisor Ferguson moved, seconded by Supervisor Lee, to go into Regular Session. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Certification of Closed Meeting – Resolution #09-161

Supervisor Ferguson moved, seconded by Supervisor Lee, to adopt the following Resolution. A roll call vote was taken, as follows: Supervisor Ferguson, aye; Supervisor Lee, aye; Supervisor Vaughan, aye; and Chairman Wiley, aye.

RESOLUTION #09-161
CERTIFICATION OF CLOSED MEETING

WHEREAS, the Greenville County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provision of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Greenville County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Greenville County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Greenville County Board of Supervisors.

Chairman Wiley recessed the meeting.

Chairman Wiley reconvened the meeting at 6:00 p.m., at which time she led the Pledge of Allegiance and gave the Invocation.

In Re: Approval of Agenda

Mr. Whittington, County Administrator, stated that Staff recommended approval of the Agenda with one added item in Closed Session – Legal Matter and one added item in Regular Session – Item E, Journal Voucher #99.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve the Agenda as amended. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Approval of Consent Agenda

Mr. Whittington stated that Staff recommended approval of the Consent Agenda.

Supervisor Vaughan moved, seconded by Supervisor Lee, to approve the Consent Agenda containing the following items. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

Minutes from the Meeting of June 1, 2009

In Re: Budgetary Matters

Budgetary Matters consisting of the following: Fund #001 –Journal Voucher #63, in the amount of \$10,655.00, Journal Voucher #67, in the amount of \$23,213.00, Journal Voucher #68, in the amount of \$5,391.00, Journal Voucher #69, in the amount of \$13,321.00, Journal Voucher #74, in the amount of \$851.16, Journal Voucher #75, in the amount of \$2,328.00, Journal Voucher #78, in the amount of \$9,226.00, Journal Voucher #79, in the amount of \$15,203.00, Journal Voucher #80, in the amount of \$13,883.00, Journal Voucher #81, in the amount of \$9,834.00, Journal Voucher #82, in the amount of \$21,302.00, Journal Voucher #83, in the amount of \$58,735.00, Journal Voucher #84, in the amount of \$22,118.20, Journal Voucher #85, in the amount of \$21,221.80, Journal Voucher #86, in the amount of \$1,194.00, Journal Voucher #87, in the amount of \$19,407.00, Journal Voucher #88, in the amount of \$30,467.00, Journal Voucher #90, in the amount of \$12,132.00, Journal Voucher #91, in the amount of \$29,981.00, Journal Voucher #92, in the amount of \$18,540.00, Journal Voucher #93, in the amount of \$16,383.00, Journal Voucher #94, in the amount of \$31,122.00, Journal Voucher #95, in the amount of \$93,933.00, Journal Voucher #96, in the amount of \$12,183.20, Budget Amendment Resolution #09-162, in the amount of \$717.00, Budget Amendment Resolution #09-163, in the amount of \$272,336.27, Budget Amendment Resolution #09-164, in the amount of \$773.59, Budget Amendment Resolution #09-165, in the amount of \$12,071.41, and Budget Amendment Resolution #09-166, in the amount of \$200,359.00; Fund #012 – Budget Amendment Resolution #09-167, in the amount of \$464.40; Fund #013 - Budget Amendment Resolution #09-168, in the amount of \$142.60; Fund #018 – Budget Amendment Resolution #09-169, in the amount of \$1,045.00, all of which are incorporated herein by reference.

Warrants:

Approval of Accounts Payable for June 15, 2009, in the amount of \$304,242.78

In Re: Public Hearing

Mr. Whittington recommended that the Board go into Public Hearing to solicit public comments regarding the two County Code Amendments and one Zoning Amendment.

Supervisor Ferguson moved, seconded by Supervisor Lee, to go into Public Hearing.

In Re: Amendment to Chapter 14. Thru Truck Ordinance

Mr. Lin Pope, the Planning Director, addressed the Board of Supervisors and stated that in order to be able to post the area to no thru truck traffic; Staff was requesting that the Board of Supervisors adopt a no thru truck ordinance. He stated that once the ordinance was approved, it would be submitted to VDOT and after approval by VDOT, the neighborhood would be able to place the sign.

Chairman Wiley asked if anyone was present to speak in favor or in opposition of the Thru Truck Ordinance. There was no one.

In Re: Amendment to Chapter 9. Erosion and Settlement Control Ordinance

Mr. Pope stated that the County currently had an erosion and settlement control ordinance in place that was adopted in 1993. He stated that when the ordinance was adopted in 1993, it was adopted as a blanket ordinance by DCR; however, there had been code changes at the State level and Staff was requesting approval of amendments to Chapter 9. Erosion and Settlement Control Ordinance.

Chairman Wiley asked if there was anyone present who wished to speak in favor or opposition of the amendment to Chapter 9. Erosion and Settlement Control. There was no one.

In Re: Zoning Amendment to Appendix B, Zoning Ordinance, Article 10. Floodplain Overlay District

Mr. Pope stated that currently Staff was using old maps from September 1948. He stated that FEMA had updated the maps to be more users friendly. Mr. Pope stated that at State level, some of the flood plain regulations had been changed and the State recommended putting a one foot free board as a requirement.

Supervisor Ferguson asked that on any area that had a floodplain, could the area be backfield? Mr. Pope stated that the area would have to be engineered and explained how it would have to be done.

Chairman Wiley asked if there were any public comments concerning the Zoning Amendment.

Mr. Herbert Scott addressed the Board and asked if a landowner owned five acres of land and the bottom portion of the property was in the floodplain and it needed to be elevated, would the owner have to include the whole five acres. Mr. Pope stated no but it would still have to be engineered.

In Re: Regular Session

Supervisor Ferguson moved, seconded by Supervisor Lee, to return to Regular Session.

In Re: Chapter 14. Thru Truck Ordinance

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve Chapter 14. Thru Truck Ordinance. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Chapter 9. Erosion and Settlement Control Ordinance

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve the Erosion and Settlement Control Ordinance. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Zoning Amendment to Appendix B, Zoning ordinance, Article 10. Floodplain Overlay District

Supervisor Ferguson moved, seconded by Supervisor Vaughan, to approve the Zoning Amendment to Appendix B. Zoning Ordinance, Article 10. Floodplain Overlay District. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Barbara Roundtree, Program Technician of The Improvement Association

Ms. Roundtree addressed the Board of Supervisors and gave brief background information concerning the Housing Assistance Grant. She requested approval of the following Resolution #09-170.

RESOLUTION #09-170
Homeless Intervention Program

WHEREAS, the Commonwealth of Virginia, Department of Housing and Community Development has issued a competitive application and requested applications under the Homeless Intervention Program; and

WHEREAS, assistance is needed to effectively and adequately address the housing needs of low-income and homeless persons served by the Greenville County; and

WHEREAS, a Homeless Prevention and Rapid Re-Housing Program application for a grant under this Program has been prepared; and

WHEREAS, the Greenville County Board of Supervisors authorizes the County Administrator to act on behalf of the Greenville County and will sign all necessary documents required to complete the grant transaction.

NOW, THEREFORE, BE IT RESOLVED that the Greenville County Board of Supervisors authorizes The Improvement Association to apply for and accept the grant and enter into a grant agreement with the Department of Housing and Community Development and perform any and all actions and responsibilities in relation to such Agreement.

In Re: Citizens Comments

Mr. Whittington invited anyone present who wished to address the Supervisors, to come forward and state their name for the record.

Mr. Herbert Scott addressed the Board of Supervisors and stated that there had been talk concerning the solid waste collection sites and asked if there were anything the citizens needed to know.

Mr. Whittington stated that as of this moment, Staff was talking with each Board Member individually concerning their district and then Staff would conduct a meeting with the Solid Waste Committee before any decisions were made.

In Re: Delinquent Landfill Accounts

Mr. Brenda Parson, Director of Finance, addressed the Board of Supervisors stating that after reviewing the Greenville County Landfill accounts receivable, a list was compiled of severely delinquent accounts. She stated that a policy was in place regarding the handling of delinquent accounts and it had been followed. Mrs. Parson stated that the issue had been discussed with the Treasurer who stated that every means had been exhausted to collect the delinquent amounts. She stated that Staff recommended submitting the delinquent list to a local collection agency for processing.

Supervisor Ferguson suggested dealing with the delinquent list more frequently than Staff had been doing in the past.

Supervisor Ferguson moved, seconded by Supervisor Lee, to forward the list to a local collection agency for processing. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: District 19 Performance Contract

Mrs. Parson addressed the Board of Supervisors stating that Staff had received the FY2010 Performance Contract from District 19 Community Services Board. She stated that the District 19 Board of Directors approved the contract with no substantial changes from the previous year's contract and stated that Staff recommended approval of the FY2010 contract.

Supervisor Ferguson moved, seconded by Supervisor Vaughan, to approve the FY2010 contract with District 19. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Grace Meade Parker Subdivision

Mr. Lin Pope addressed the Board of Supervisors stating that the property was currently zoned R1-C residential which required an 80 foot public road frontage and a 12,500 sq. ft. lot. He stated that the subdivision contained 15 lots and the minimum road frontage of the property was 100 foot. Mr. Pope stated that three of the lots were served by public water and sewer and the others would be served by a septic system. He stated that the soil work had been provided to the Health Department and approved and that a copy of the subdivision had been forwarded to VDOT, GCWSA and the Building Officials Office. Mr. Pope stated that he had received favorable comments from all entities and that the developer had also donated an additional VDOT right-of-way. Mr. Pope further stated that the Planning Commission and Staff recommended approval.

Supervisor Lee moved, seconded by Supervisor Ferguson to approve the Grace Meade Parker Subdivision. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: School Board Appointment

Chairman Wiley stated that only one person had shown interest in the School Board Appointment and his name was Tony Conwell. She requested a nomination be made to appoint Mr. Conwell to serve on the School Board.

Supervisor Ferguson moved, seconded by Supervisor Vaughan, to re-appoint Mr. Tony Conwell to serve on the School Board. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: School Board Tie Breaker

Mr. Whittington stated that no one showed any interest concerning the School Board Tie Breaker Appointment and request authorization to advertise another Public Hearing concerning the appointment.

Supervisor Vaughan requested that Mr. Whittington find out if the School Board utilizes a Tie Breaker before advertising the Public Hearing.

There was a consensus to talk with the School Board before advertising a Public Hearing for the Tie-Breaker.

In Re: Meherrin Regional Library Board

Chairman Wiley stated that a nomination needed to be made for an individual to fill the At-Large Appointment for a four year term with the Meherrin Regional Library.

Supervisor Lee moved, seconded by Supervisor Ferguson, to appoint Ms. Elizabeth Grizzard to fill the appointment with the Meherrin Regional Library Board. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Journal Voucher #99

Mrs. Parson addressed the Board of Supervisors stating that the journal voucher was brought before the Board because the finance office did not have the information needed before the agenda packages went out. She stated it was to transfer funds to cover selective enforcement, payroll and courtroom security. Mrs. Parson stated that part-time payroll cuts off a little earlier than regular payroll and the estimated figure was not enough to cover the funds.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve Journal Voucher #99 in the amount of \$4123.00. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

There being no further business, Supervisor Ferguson moved, seconded by Supervisor Vaughan, to adjourn. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

Peggy R. Wiley, Chairman

K. David Whittington, Clerk